IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.2416 OF 2005

M/s.Sumaya Auto : Petitioner

V/s.

The State of Maharashtra & Ors. : Respondents

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Mr.B. G. Tangsali instructed by Mr.Swapnil Pednekar for the petitioner.

Mr.P. I. Khemani, Assistant Government Pleader for the respondents.

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CORAM : DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.

DATE : APRIL 25, 2005.

P.C.:

1. The petitioner is having a more than eight years' old vehicle bearing registration No.MH-01-J-8099 which is lying idle. The vehicle has not been converted into CNG/LPG as the petitioner is not plying the said vehicle within the limits of Mumbai city. The petitioner desires to take the said vehicle outside the limits of Mumbai for plying the same outside Mumbai.

2. The petitioner has approached the respondents for grant of necessary permission, but the same has not been received by it so far.

3. In the peculiar facts and circumstances, we direct the Commissioner of Transport, Government of Maharashtra, Mumbai, to grant one-time permission to the petitioner to take the said vehicle outside the territorial limits of Mumbai city. Let this permission be granted to the petitioner within two weeks from today. Taking the said vehicle outside the limits of Mumbai city shall not be construed as plying the vehicle in Mumbai.

4. No further directions are necessary. This Writ Petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S.A. BOBDE, J.